

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO

THE PEOPLE OF THE STATE OF CALIFORNIA,)	COURT CASE NO FVA701267
)	
Plaintiff)	I N F O R M A T I O N
)	
vs.)	Arrestment Date: 07/30/09
)	Department: F4
Gilbert Bernard Sanchez ,)	
aka Johnny Valverde)	
)	
)	DA CASE NO 2006-00-0058008
)	
Defendant)	

INFORMATION SUMMARY

Ct. No.	Charge	Charge Range	Defendant	Special Allegation	Alleg. Effect
1	PC187(a)	Check Code	Gilbert Bernard Sanchez	PC190.2(a)(17) PC190.2(a)(17) PC190.2(a)(17) PC190.2(a)(17) PC190.2(a)(17)	LWOP/Death LWOP/Death LWOP/Death LWOP/Death LWOP/Death
2	PC209(b)(1)	Life	Gilbert Bernard Sanchez		
3	PC261(a)(2)	3-6-8*	Gilbert Bernard Sanchez	PC667.61(a)/(d) PC667.61(a)/(e) PC12022.8	25 to Life 25 to Life +5 Yrs
4	PC286(c)(2)	3-6-8*	Gilbert Bernard Sanchez	PC667.61(a)/(d) PC667.61(a)/(e) PC12022.8	25 to Life 25 to Life +5 Yrs
5	PC236	16-2-3	Gilbert Bernard Sanchez		
6	PC211	2-3-5	Gilbert Bernard Sanchez		
7	PC459	16-2-3	Gilbert Bernard Sanchez		

The District Attorney of the County of San Bernardino, by this Information alleges that:

COUNT 1

On or about October 19, 2001, in the above named judicial district, the crime of MURDER, in violation of PENAL CODE SECTION 187(a), a felony, was committed by Gilbert Bernard Sanchez, who did unlawfully, and with malice aforethought murder Sylvia Galindo, a human being.

Special Circumstances as to Count 1, Pursuant to PC 190.2 et al.

1.) It is further alleged as to count(s) 1 that the murder of Sylvia Galindo was committed by defendant(s) Gilbert Bernard Sanchez while the said defendant(s) was/were engaged in the commission of the crime of robbery in violation of Penal Code Section 211 and 212.5 within the meaning of Penal Code section 190.2(a)(17)(A).

2.) It is further alleged as to count(s) 1 that the murder of Sylvia Galindo was committed by defendant(s) Gilbert Bernard Sanchez while the said defendant(s) was/were engaged in the commission of the crime of kidnapping in violation of Penal Code Section 207, 209, and 209.5 within the meaning of Penal Code section 190.2(a)(17)(B).

3.) It is further alleged as to count(s) 1 that the murder of Sylvia Galindo was committed by defendant(s) Gilbert Bernard Sanchez while the said defendant(s) was/were engaged in the commission of the crime of rape in violation of Penal Code Section 261 within the meaning of Penal Code section 190.2(a)(17)(C).

4.) It is further alleged as to count(s) 1 that the murder of Sylvia Galindo was committed by defendant(s) Gilbert Bernard Sanchez while the said defendant(s) was/were engaged in the commission of the crime of sodomy in violation of Penal Code Section 286 within the meaning of Penal Code section 190.2(a)(17)(D).

5.) It is further alleged as to count(s) 1 that the murder of Sylvia Galindo was committed by defendant(s) Gilbert Bernard Sanchez while the said defendant(s) was/were engaged in the commission of the crime of burglary in the second degree in violation of within the meaning of Penal Code section 190.2(a)(17)(G).

Notices as to Count 1

"NOTICE: Conviction of this offense will require you to register pursuant to Penal Code section 290. Willful failure to register is a crime."

"NOTICE: Conviction of this offense will require you to register pursuant to Penal Code section 290. Willful failure to register is a crime."

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c) and a violent felony within the meaning of Penal Code section 667.5(c)."

"NOTICE: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

COUNT 2

On or about October 19, 2001, in the above named judicial district, the crime of KIDNAPPING TO COMMIT ANOTHER CRIME, in violation of PENAL CODE SECTION 209(b)(1), a felony, was committed by Gilbert Bernard Sanchez, who did unlawfully kidnap and carry away Sylvia Galindo to commit rape or sodomy or robbery.

Notices as to Count 2

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c) and a violent felony within the meaning of Penal Code section 667.5(c)."

"NOTICE: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

COUNT 3

On or about October 19, 2001, in the above named judicial district, the crime of FORCIBLE RAPE, in violation of PENAL CODE SECTION 261(a)(2), a felony, was committed by Gilbert Bernard Sanchez, who did unlawfully have and accomplish an act of sexual intercourse with a person, to wit,

Sylvia Galindo, not his/her spouse, against said person's will, by means of force, violence, duress, menace and fear of immediate and unlawful bodily injury on said person and another.

Further Allegations as to Count 3

1.) It is further alleged, within the meaning of Penal Code sections 667.61(a) and (d), as to defendant Gilbert Bernard Sanchez, as to count(s) 3, that the following circumstances apply: defendant kidnapped the victim substantially increasing her risk of harm.

2.) It is further alleged, within the meaning of Penal Code sections 667.61(a), (b) and (e), as to defendant Gilbert Bernard Sanchez, as to count(s) 3, that the following circumstances apply: personally inflicted great bodily injury & engaged in the tying or binding of victim.

3.) It is further alleged as to count(s) 3, that the defendant(s) Gilbert Bernard Sanchez, inflicted great bodily injury upon the victim, Sylvia Galindo, within the meaning of Penal Code section 12022.8 and causing the above offense to be a serious felony within the meaning of Penal Code section 1192.7(c)(8).

Notices as to Count 3

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c) and a violent felony within the meaning of Penal Code section 667.5(c)."

"NOTICE: Conviction of this offense will require the court to order you to submit to a blood test for evidence of antibodies to the probable causative agent of Acquired Immune Deficiency Syndrome (AIDS). Penal Code section 1202.1."

"NOTICE: Conviction of this offense will require you to register pursuant to Penal Code section 290. Willful failure to register is a crime."

"NOTICE: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

"NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

COUNT 4

On or about October 19, 2001, in the above named judicial district, the crime of SODOMY BY USE OF FORCE, in violation of PENAL CODE SECTION 286(c)(2), a felony, was committed by Gilbert Bernard Sanchez, who did unlawfully participate in an act of sodomy with Sylvia Galindo, and did accomplish said act against said victim's will by force, violence, duress, menace and fear of immediate and unlawful bodily injury to said victim and to another.

Further Allegations as to Count 4

1.) It is further alleged, within the meaning of Penal Code sections 667.61(a) and (d), as to defendant Gilbert Bernard Sanchez, as to count(s) 4 that the following circumstances apply: defendant kidnapped the victim substantially increasing her risk of harm.

2.) It is further alleged, within the meaning of Penal Code sections 667.61(a), (b) and (e), as to defendant Gilbert Bernard Sanchez, as to count(s) 4 that the following circumstances apply: personally inflicted great bodily injury & engaged in the tying or binding of victim.

3.) It is further alleged as to count(s) 4 that the defendant(s) Gilbert Bernard Sanchez, inflicted great bodily injury upon the victim, Sylvia Galindo, within the meaning of Penal Code section 12022.8 and causing the above offense to be a serious felony within the meaning of Penal Code section 1192.7(c)(8).

Notices as to Count 4

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c) and a violent felony within the meaning of Penal Code section 667.5(c)."

"NOTICE: Conviction of this offense will require the court to order you to submit to a blood test for evidence of antibodies to the probable causative agent of Acquired Immune Deficiency Syndrome (AIDS). Penal Code section 1202.1."

"NOTICE: Conviction of this offense will require you to register pursuant to Penal Code section 290. Willful failure to register is a crime."

"NOTICE: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

'NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

COUNT 5

On or about October 19, 2001, in the above named judicial district, the crime of FALSE IMPRISONMENT BY VIOLENCE, in violation of PENAL CODE SECTION 236, a felony, was committed by Gilbert Bernard Sanchez, who did unlawfully violate the personal liberty of Sylvia Galindo, said violation being effected by violence, menace, fraud, and deceit.

COUNT 6

On or about October 19, 2001, in the above named judicial district, the crime of SECOND DEGREE ROBBERY, in violation of PENAL CODE SECTION 211, a felony, was committed by Gilbert Bernard Sanchez, who did unlawfully, and by means of force and fear take personal property from the person, possession, and immediate presence of Sylvia Galindo.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c) and a violent felony within the meaning of Penal Code section 667.5(c)."

COUNT 7

On or about October 19, 2001, in the above named judicial district, the crime of SECOND DEGREE COMMERCIAL BURGLARY, in violation of PENAL CODE SECTION 459, a felony, was committed by Gilbert Bernard Sanchez, who did enter a commercial building occupied by Maria's Panadera with the intent to commit larceny and any felony.

* * * * *

NOTICE TO DEFENDANT AND DEFENDANT'S ATTORNEY

Pursuant to Penal Code Sections 1054.5.(b), the People are hereby informally requesting that defense counsel provide discovery to the People as required by Penal Code Section 1054.3.

NOTICE TO ATTORNEY

The materials accompanying this notice may include information about witnesses. If so, these materials are disclosed to you pursuant to Penal Code section 1054.2 which provides: "No attorney may disclose or permit to be disclosed to a defendant the address or telephone number of a victim or witness whose name is disclosed to the attorney pursuant to subdivision (a) of Section 1054.1 unless specifically permitted to do so by the court after a hearing and a showing of good cause."

THIS INFORMATION CONSISTS OF 7 COUNT(S).

MICHAEL A. RAMOS
DISTRICT ATTORNEY
County of San Bernardino
State of California

By: _____
C. Youngberg
Deputy District Attorney

Filed in Superior Court,
County of San Bernardino

Dated: _____